

2874



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<b>TRANSMITTAL FORM</b>  <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/974,907	
	Filing Date	October 12, 2001	
	First Named Inventor	David W. Park	
	Art Unit	2874	
	Examiner Name		
Total Number of Pages in This Submission	71	Attorney Docket Number	9-13528-168US

ENCLOSURES (Check all that apply)		
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Firm or Individual	Max R. Wood, Reg. No. 40,388
Signature	
Date	September 25, 2003

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File No.: 9-13528-168US

DATE: September 25, 2003

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicant:** David W. Park et al.  
**Serial No.:** 09/974,907  
**Filed:** October 12, 2001  
**Title:** CONTROL SYSTEM FOR AN AGILE OPTICAL NETWORK  
**Agent of Record:** Max R. Wood                      Tel: (613) 780-8681

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**FEE NOT REQUIRED**

Pursuant to the duty of disclosure under 37 CFR 1.56 enclosed is a copy of the International Search Report issued by the International Searching Authority against applicants' corresponding PCT application No. PCT/CA02/00952. The references cited in the Search Report are listed on the attached PTO Form 1449 and copies are submitted herewith.

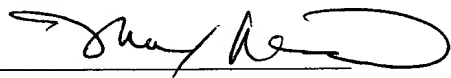
Pursuant to 37 CFR 1.97(e), each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement. Accordingly no late submission fee is believed to be payable. However, should a late submission fee be considered payable, the Commissioner is hereby authorized to charge any required fee to Deposit Account No. 19-5113.

In accordance with 37 CFR 1.97(h), the submission of the present information is not to be construed as an admission that such information is, or is considered to be material to patentability.

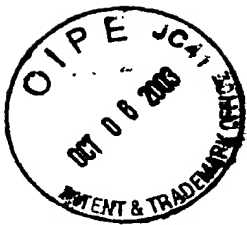
Assistant Commissioner of Patents  
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The Examiner is kindly requested to consider the references submitted during the examination of the above-identified application, making the references of record, and to return an initialed copy of the PTO-1449 Form to the below-signed agent.

Respectfully submitted,

By:   
Max R. Wood  
Registration No. 40,388  
OGILVY RENAULT  
1600 - 1981 McGill College Avenue  
Montreal, Quebec, Canada H3A 2Y3

MRW/ma  
Encls.



Sheet 1 of 1

Form PTO-1449 (Rev.7-80)	U.S. Department of Commerce Patent & Trademark Office	ATTY. DOCKET NO. 9-13528-168US	SERIAL NO. 09/974,907
LIST OF REFERENCES CITED BY APPLICANT (Use several sheets if necessary)		APPLICANT David W. Park et al.	
		FILING DATE: October 12, 2001	GROUP 2874

## U.S. PATENT DOCUMENTS

*Examiner Initial		Document Number	Date	Name	Class	Subclass	Filing Date
	AA	5,914,798	22 Jun./99	Liu	359	161	29 Dec/95
	AB						
	AC						
	AD						
	AF						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						

## FOREIGN PATENT DOCUMENTS

		Document number	Date	Country	Class	Subclass	Translation
	AL	EP 0 969 621 A2	5 Jan/2000	Europe	H04J	14/02	No
	AM	EP 1 303 160 A2	16 Apr/2003	Europe	H04Q	11/00	No
	AN	EP 1 278 324 A2	22 Jan/2003	Europe	H04J	14/02	No
	AO						
	AP						

## OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)

	AR	Shen G. et al.-"Efficient Heuristic Algorithms for Light-path Routing and Wavelength Assignment in WDM Networks Under Dynamically Varying Loads"- Computer Communications, Elsevier Science, publishers BV Amsterdam, NL, vol. 24, no 3-4 15 February 2001
	AR	Huan-Wen Tzeng et al.-"Traffic Grooming in WDM Networks Using Genetic Algorithms"- Systems, Man and Cybernetics, 1999. IEEE SMC '99 Conference Proceedings. 1999 IEEE International Conference on Tokyo, Japan, 12-15 Oct. 1999,
	AS	
	AT	

Examiner	Date considered
*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	